

Message Text

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60
ORIGIN EUR-25

INFO OCT-01 ISO-00 L-03 SAJ-01 OMB-01 IO-14 MMS-04 USIE-00

CIAE-00 DODE-00 PM-07 H-03 INR-11 NSAE-00 NSC-07

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DRAFTED BY EUR/CE:RBECKER:SG
APPROVED BY EUR:MR. HARTMAN
EUR/CE:SGEORGE
L/EUR:MR. RUSSELL

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O R 140047Z SEP 74
FM SECSTATE WASHDC
TO AMEMBASSY BONN IMMEDIATE
INFO USMISSION BERLIN
AMEMBASSY LONDON
AMEMBASSY PARIS
AMEMBASSY MOSCOW
USMISSION NATO

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E.O. 11652: GDS
TAGS: PGOV, GE, GW, US, UK, FR, UR
SUBJECT: BRUECKMANN CASE

REF: A) BONN 14395 B) BONN 13528

1. DEPARTMENT APPRECIATES EXCELLENT EMBASSY SUMMARY OF
BRUECKMANN CASE (REFTEL A) AND AGREES THAT PROPOSED
AMENDMENT TO 1953 ZULIEFERUNGSGESETZ (WITH SAFEGUARDS)
PROVIDES ONLY APPARENT VIABLE FORMULA WHICH BOTH TAKES
INTO ACCOUNT PRESENT POLITICAL REALITIES AND LEGAL
REQUIREMENTS IN FRG AND WEST BERLIN AND PROVIDES
DEFENSIBLE CASE IN EVENT OF SOVIET COMPLAINT TO ALLIES.
WE ARE THEREFORE AGREEABLE TO FOLLOWING THIS COURSE. IN
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DOING SO, WE REALIZE THAT ALTHOUGH PROCEDURES INVOLVED

ARE NORMAL AND AMENDMENTS TO LAW ARE DESIGNED TO HAVE FAR WIDER APPLICATION THAN TO BRUECKMANN CASE ALONE, WE CAN EXPECT THAT AMENDMENTS TO 1953 LAW WILL LIKELY BE VIEWED BY THE EAST AS A "LEX BRUECKMANN." WE SHOULD THEREFORE BE PREPARED FOR SOME REACTION, PARTICULARLY SINCE CONSERVATIVE ELEMENTS IN FRG AND BERLIN ARE LIKELY TO GO PUBLIC WITH THEIR DELIGHT AT FOILING GDR.

2. WE WOULD APPRECIATE RECEIVING SOONEST LANGUAGE OF BK/L WHICH IS TO SPELL OUT "SAFEGUARDS" (PARA 4 REFTEL B)

AND TALKING POINTS DESIGNED FOR ALLIED USE IN RESPONSE TO ANY EASTERN APPROACHES ON SUBJECT. KISSINGER

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